

CERTIFICATE OF MAILING

I hereby certify that this Information Disclosure Statement is being hand delivered to the United States Patent and Trademark Office at: Commissioner for Patents, Washington, D.C. 20231 on this date.

Name (Print/Type) Minh-Thu Nguyen Signature [Signature] Date 08-10-2001

Combined Transmittal and Fee Calculation Sheet

☐ Small Entity ☒ Large Entity

Application Number	09/385,812
Confirmation Number	Unassigned
Filing Date	August 30, 1999
First Named Inventor	Taylor
Examiner	Lewis, W.
Group Art	3731
Attorney Docket No.	GUID006CON3

ENCLOSED:

☐ Amendment Under Rule

☐ 37 CFR §

☐ Pages

Claims

No. of claims as
filed or after
amendment

Most claims
previously
paid for

Extra Claims

Rate

Totals

Total

Independent

Multiple

Total Extra Claim Fees

\$ -

\$ -

\$ -

☐ Extension of time from _____ to _____ Fee

☐ Response to File Missing Parts (with copy of formalities letter)

☐ Filing Fee

Fee

☐ Executed Declaration

Pages

Surcharge Fee

☒ Other PETITION TO WITHDRAW THE HOLDING OF ABANDONMENT

Fee

Copies of Request for Declaration of Interference as filed on 06/21/00

Fee

Suppl. Prel. Amend., Appendices A, B, C, Exhibits 1-3 as filed 06/21/00

Fee

Copy of postcard dated stamp by PTO and Express Mail Label

Fee

Subtotal \$ -

☐ Information Disclosure Statement

☐ PTO Form 1449

Pages

☐ Copies of Cited References

☐ Other

Fee

Subtotal \$ -

☐ Response to Notice to Comply (with copy of Notice to Comply)

☐ Sequence Listing Certification

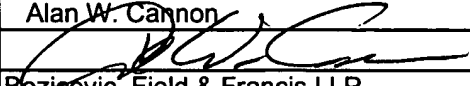
☐ Paper Copy of Sequence Listing

Pages

☐ Diskette in computer-readable format

☐ Other

Fee

<input type="checkbox"/> Terminal Disclaimer		Fee	
<input type="checkbox"/> Appeal to Board of Appeals and Appeal Communication to Group			
<input type="checkbox"/> Notice of Appeal	Pages		Fee
<input type="checkbox"/> Appeal Brief in Triplicate	Pages		Fee
<input type="checkbox"/> Reply Brief	Pages		Fee \$ -
			Subtotal \$ -
<input type="checkbox"/> Other Enclosures and/or Fees		Fee	
<input type="checkbox"/> Change of Correspondence Address			
<input checked="" type="checkbox"/> Return Receipt Postcard		TOTAL FEES \$ -	
<p>The Commissioner is authorized to charge any fees which may be required, or credit any overpayment to Deposit Account 50-0815. If additional fees are required, including extensions of time, please consider this a petition therefore. A duplicate copy of this transmittal is enclosed.</p>			
SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED			
Name (Print/Type)	Alan W. Cannon		Registration No. 34,977
Signature			Date 08-09-2001
Firm Name	Bozicevic, Field & Francis LLP	Address	200 Middlefield Road, Suite 200
City	Menlo Park	State	California zip 94025
Telephone - Direct Dial		Facsimile	650-327-3231

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#10

Atty Dkt. No.: GUID-006CON3
USSN: 09/385,812

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I hereby certify that this Information Disclosure Statement is being hand delivered to the United States Patent and Trademark Office at: Commissioner for Patents, Washington, D.C. 20231 on this date.			
Typed or Printed Name		Minh-Thu Nguyen	
Signature		Date	08/10/01
PETITION TO WITHDRAW THE HOLDING OF ABANDONMENT Under 37 C.F.R. 1.181(a) Address to: Assistant Commissioner for Patents Washington, D.C. 20231		Attorney Docket	GUID-006CON3
		First Name Inventor	Charles S. Taylor, et al.
		Application Number	09/385,812
		Filing Date	August 30, 1999
		Group Art Unit	3731
		Examiner Name	Lewis, W.
		Title	Access Platform For Internal Mammary Dissection

RECEIVED
AUG -9 2001
TECHNOLOGY CENTER 3730

Sir:

Applicants, by way of this Petition Under 37 C.F.R. 1.181(a), request that the holding of abandonment of the above matter be withdrawn, and that the response to the Office Action dated May 22, 2000 be considered by the Examiner. Applicants note that the response was timely filed on June 21, 2000. Copies of the transmittal form, Request for Declaration of Interference, Copy of Supplemental Preliminary Amendment, Appendices A, B, C, Exhibits 1-3, date-stamped postcard and Express Mail label are included herewith as proof of the timely filing of the response.

STATEMENT OF FACTS

A Notice of Abandonment was sent out in the above-identified case on July 31, 2001. The Notice of Abandonment, copy attached, indicates that Applicants failed to timely respond to the Office letter mailed on May 22, 2000 and that no response has been received.

A search of the docket records and file jacket for this case indicates that Applicants' attorneys did timely file a response to the Office letter dated June 21, 2000, and copies of the appropriate documents proving such timely filing are enclosed herewith.

RELIEF REQUESTED

Accordingly, the Commissioner is respectfully requested to withdraw the holding of abandonment and continue examination of the present application on the merits, by considering the contents of the response filed on June 21, 2000.

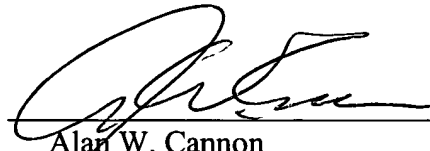
No fee is believed due in view of the error on the part of the Office. If for any reason a fee should be due, the Commissioner is hereby authorized to charge any fees to Deposit Account No. 50-0815. The Commissioner is not, however, authorized to charge the issue fee in this case.

Respectfully submitted,
BOZICEVIC, FIELD & FRANCIS LLP

Date:

August 9, 2001

By:



Alan W. Cannon
Registration No. 34,977

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